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8 CJA Attorney for Defendant

9 GABRIEL CASTRO

10 UNITED STATES DISTRICT COURT  
11 SOUTHERN DISTRICT OF CALIFORNIA

12 (Hon. M. James Lorenz)

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 vs.

16 GABRIEL CASTRO,

17 Defendant.

) CASE NO. 08 CR 248 L

)

) REQUEST FOR ORDER

) SHORTENING TIME

)

)

)

) Sentencing Date: July 7, 2008

) Time: 8:30 a.m.

)

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21 NOW COMES Defendant, Gabriel Castro, by and through his CJA court-appointed  
22 counsel, Martin G. Molina, and herein requests this Court to issue an order shortening time to  
23 allow the filing of the (1) Request for Downward Departure and Variance and (2) Sentencing  
24 Memorandum Together With Points and Authorities, on June 26, 2008, eleven days before the  
25 sentencing hearing.

26 The basis for this request is that the presentence report was produced on June 5, 2008,  
27 four days late. In addition, the defendant, who is on bond, could only meet with the  
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undersigned counsel during a weekend to review the report because of his employment obligations with NASSCO. At the time of the meeting, defense counsel was involved with all of his other assignments in preparation for his vacation, from June 14 through the 28<sup>th</sup>. As such, additional time was needed by counsel to complete the Request for Downward Departure and Variance and its supporting Sentencing Memorandum.

For the foregoing reasons, the defense respectfully requests this Court to issue an order shortening time to allow the filing of the Request for Downward Departure and Variance and its supporting Sentencing Memorandum, on June 26, 2008, eleven days prior to sentencing.

Respectfully submitted,

Dated: June 26, 2008

By: /s/ Martin G. Molina

Martin G. Molina

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CJA Attorney for Defendant

GABRIEL CASTRO